

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

RIA R SQUARED, INC.

**Case No. 2:21-cv-12937
HON. LINDA V. PARKER**

Plaintiff,

v.

**MAGISTRATE JUDGE
CURTIS IVY, JR.**

PHILLIP McCOWN,

Defendant,

PHILLIP McCOWN,

Third-Party Plaintiff,

v.

UNITED STATES OF AMERICA,

Third-Party Defendant.

**STIPULATION AND ORDER TO
STAY BRIEFING ON THE UNITED STATES OF AMERICA'S
MOTION TO DISMISS FOR 90-DAYS
AND TO HOLD A RULE 16 CONFERENCE THEREAFTER**

NOW COMES, Defendant-Cross Plaintiff, Phillip McCown ("McCown") and the Third-Party Defendant United States of America, and so agree and stipulate to a 90-day stay of the Third-Party Defendant United States of America motion to

dismiss, ECF No. 12, up to and including July 20, 2022, and to hold a Rule 16 Conference thereafter.

Plaintiff Ria R Squared, having received from McCown all monies at issue in the Complaint that were not seized by the United States of America, likewise stipulates to holding a Rule 16 Conference after July 20, 2022, which hopefully will allow time for R-Ria to exercise its rights in any forfeiture action regarding the monies, seized by the USA, that it seeks here from McCown, and if the monies are obtained from the USA, Ria R Squared will then enter a dismissal with prejudice of its underlying claims against McCown, and McCown would likewise dismiss his claims with prejudice against the USA.

Respectfully submitted,

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**ORDER TO
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AND TO HOLD A RULE 16 CONFERENCE THEREAFTER**

On Phillip McCown's and the United States of America's stipulation to stay briefing on the United States of America's motion to dismiss, ECF No. 12, for 90 days, and all parties' stipulation to hold a Rule 16 Conference thereafter, IT IS HERE BY ORDERED:

1. Briefing on the United States of America's Motion to Dismiss is stayed up to and including July 20, 2022;
2. The Court shall hold a telephonic Status Conference on **July 21, 2022 at 10:00 a.m.** to discuss if additional time is needed or whether McCown should brief the United States of America's motion to dismiss. Counsel shall call the Court's conference number at **1-888-808-6929** and use access code **8141695**.
3. The parties may file their dismissals with prejudice at any time.

IT IS SO ORDERED.

s/ Linda V. Parker
LINDA V. PARKER
U.S. DISTRICT JUDGE

Dated: April 22, 2022